



PATENTS ONLY

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Michael Henein et al.  
FOR : INTRAVASCULAR PUMP  
SERIAL NO. : 10/500,614  
INTERNATIONAL  
APPLICATION NO. : PCT/GB02/05935  
INTERNATIONAL FILING DATE : 30 December 2002  
ATTORNEY DOCKET NO. : BKYZ 2 00104

Cleveland, Ohio 44114-2518  
April 4, 2005

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In the Notification of Missing Requirements dated November 4, 2004, it was stated that the Declaration of the inventors identifying the application by the international application number and international filing date must be submitted together with a surcharge of \$65.00 for the late filing of same.

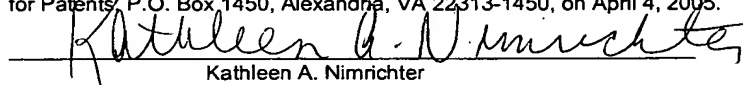
04/12/2005 SNAJARRD 00000138 10500614

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65.00 OP

**CERTIFICATE OF MAILING**

I hereby certify that this Response to Notification of Missing Requirements is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 4, 2005.

  
Kathleen A. Nimrichter

That Declaration has now been obtained and it is being forwarded herewith.  
Also forwarded is the necessary surcharge for the late filing of the Declaration.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP



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PCT  
\$

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/500,614	Michael Henein	BKYZ 2 00104

INTERNATIONAL APPLICATION NO.
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PCT/GB02/05935

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**RECEIVED**  
NOV 08 2004  
FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

LA. FILING DATE	PRIORITY DATE
12/30/2002	12/28/2001

CONFIRMATION NO. 4308

371 FORMALITIES LETTER



\*OC000000014295798\*

Date Mailed: 11/04/2004

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/28/2004
- Copy of the International Search Report filed on 06/28/2004
- Preliminary Amendments filed on 06/28/2004
- Information Disclosure Statements filed on 06/28/2004
- Small Entity Statement filed on 06/28/2004
- U.S. Basic National Fees filed on 06/28/2004
- Priority Documents filed on 06/28/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

"DOCKETED"

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE**

**DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 305-3653

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/500,614	PCT/GB02/05935	BKYZ 2 00104

FORM PCT/DO/EO/905 (371 Formalities Notice)